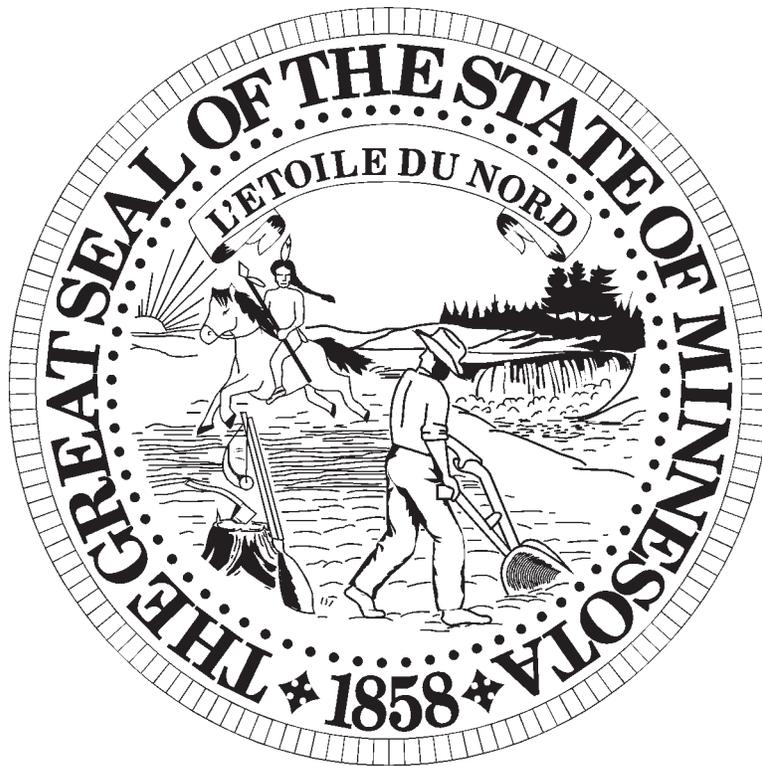


State of Minnesota

# State Register



**Rules and Official Notices Edition**

Published every Monday (Tuesday when Monday is a holiday)  
by the Department of Administration – Communications Media Division

**Monday 31 July 2006**  
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**Pages 125 - 154**

# State Register

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The *State Register* is the official publication of the State of Minnesota, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes* § 14.46. The *State Register* contains:

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- appointments
- proclamations and commendations
- commissioners' orders
- revenue notices
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- state grants and loans
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Vol. 31 Issue Number	PUBLISH DATE ( <b>BOLDFACE</b> shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Both Adopted and Proposed RULES
# 5	Monday 31 July	Noon Tuesday 25 July	Noon Wednesday 19 July
# 6	Monday 7 August	Noon Tuesday 1 August	Noon Wednesday 26 July
# 7	Monday 14 August	Noon Tuesday 8 August	Noon Wednesday 2 August
# 8	Monday 21 August	Noon Tuesday 15 August	Noon Wednesday 9 August

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# Minnesota Rules: Amendments and Additions

## NOTICE: How to Follow State Agency Rulemaking in the State Register

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific **Minnesota Rule** chapter numbers. Every odd-numbered year the **Minnesota Rules** are published. The current 1999 set is a 13-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, or within 60 days of the effective date of any new statutory grant of required rulemaking.

When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or a notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety in the *State Register*, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the most current edition of the *Minnesota Guidebook to State Agency Services*.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive; issue #26 cumulative for issues #1-26; issues #27-38 inclusive; issue #39, cumulative for issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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# Proposed Rules

**Comments on Planned Rules or Rule Amendments.** An agency must first solicit Comments on Planned Rules or Comments on Planned Rule Amendments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

**Rules to be Adopted After a Hearing.** After receiving comments and deciding to hold a public hearing on the rule, an agency drafts its rule. It then publishes its rules with a notice of hearing. All persons wishing to make a statement must register at the hearing. Anyone who wishes to submit written comments may do so at the hearing, or within five working days of the close of the hearing. Administrative law judges may, during the hearing, extend the period for receiving comments up to 20 calendar days. For five business days after the submission period the agency and interested persons may respond to any new information submitted during the written submission period and the record then is closed. The administrative law judge prepares a report within 30 days, stating findings of fact, conclusions and recommendations. After receiving the report, the agency decides whether to adopt, withdraw or modify the proposed rule based on consideration of the comments made during the rule hearing procedure and the report of the administrative law judge. The agency must wait five days after receiving the report before taking any action.

**Rules to be Adopted Without a Hearing.** Pursuant to *Minnesota Statutes* § 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing. An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public. The agency then publishes a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

**KEY: Proposed Rules** - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

## Department of Administration

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## Department of Public Safety

### Division of Office of Justice Programs

### Crime Victims Reparations Board

#### Proposed Permanent Rules Relating to Claims

**DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, And Notice of Hearing If 25 or More Requests For Hearing Are Received**

**Proposed Amendments to Rules Governing the Crime Victims Reparations Board, *Minnesota Rules*, parts 3050.2900, 3050.3100, 3050.3400, 3050.3600, 3050.3700, 3050.3750, and 3050.3800.**

**Introduction.** The Department of Public Safety intends to adopt rules without a public hearing following the procedures set forth in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on Wednesday, August 30, 2006, a public hearing will be held in the Conference Center, Bremer Tower, 445 Minnesota Street, St. Paul, Minnesota 55101, starting at 10:30 a.m. on Thursday, September 14, 2006. To find out whether the rules will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after August 30, 2006 and before September 14, 2006.

# Proposed Rules

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**Agency Contact Person.** Comments or questions on the rules and written requests for a public hearing on the rules must be submitted to the agency contact person. The agency contact person is: Marie Bibus at the Crime Victims Reparations Board, 445 Minnesota St., #2300, St. Paul, MN 55101, **phone:** (651) 201-7304, **fax:** (651)296-5787, **e-mail:** *Marie.Bibus@state.mn.us*. **TTY** users may call the Department of Public Safety at (651) 205-4827.

**Subject of Rules and Statutory Authority.** The proposed rules are about crime victim reparations claims procedures and eligibility for reparations. The statutory authority to adopt the rules is *Minnesota Statutes*, section 611A.56, subdivision 1, paragraph (b). In addition, *Minnesota Statutes*, Section 611A.60 provides authority for these amendments.

The proposed amendments are described as follows:

- *Minnesota Rule*, part 3050.2900 Contributory Misconduct. This amendment clarifies the definition of contributory misconduct to specifically include gang and drug related activity on the part of the victim. The amendment also makes the rule consistent with statutory language which allows the board to deny claims for contributory misconduct.
- *Minnesota Rule*, part 3050.3100 Loss of Support. This amendment changes the requirements for eligibility for loss of support, as well as the method of calculating benefits. Children of the deceased would be eligible for benefits which would be payable for up to 3 years.
- *Minnesota Rule*, part 3050.3400 Secondary Victims. This amendment eliminates the cap on the number of counseling sessions for secondary victims.
- *Minnesota Rule*, part 3050.3600 Household Services. This amendment requires that household service providers be licensed professionals in order to be eligible for reimbursement by the board.
- *Minnesota Rule*, part 3050.3700 Cost Ceiling on Hospital and Physician Expenses. This amendment would allow the board to process payments for mental health in the same manner as the rule allows for paying medical expenses at a reduced rate to be set by the Crime Victims Reparations Board annually. The amendment also makes it clear that the board will only pay a percentage of the remaining charges, if any, after discounts are applied pursuant to any agreements with insurers, HMOs, or other state or local government agencies.
- *Minnesota Rule*, part 3050.3500 Funeral Rate Limits. This amendment allows claimants to use up to \$1000 of their maximum funeral benefit for lodging for family members to attend the funeral.
- *Minnesota Rule*, part 3050.3750 Mental Health Treatment Rate Limits. This amendment would allow the board to set a maximum amount for the total accumulated expenses for a victim's medical care, as they do currently for mental health expenses. It also repeals language allowing the board to set a maximum hourly rate for mental health therapy.

A copy of the proposed rules is published in the *State Register*. A free copy of the rules is available upon request from the agency contact person listed above. You may also download a free copy of the rules by accessing the Department of Public Safety, Office of Justice Programs **website** at [www.dps.state.mn.us/OJP/](http://www.dps.state.mn.us/OJP/).

**Comments.** You have until 4:30 p.m. on Wednesday, August 30, 2006, to submit written comments in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comments must be in writing and received by the agency contact person by the due date. Comments are encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rules must also be made during this comment period.

**Request for a Hearing.** In addition to submitting comments, you may also request that a hearing be held on the rules. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on Wednesday, August 30, 2006. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and cannot be counted by the agency when determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

**Withdrawal of Requests.** If 25 or more persons submit a valid written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

**Alternative Format/Accommodation.** Upon request, this Notice can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request or if you need an accommodation to make this hearing accessible, please contact the agency contact person at the address or telephone number listed above.

**Modifications.** The proposed rules may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must be supported by data and views submitted to the agency or presented at the hearing and the adopted rules may not be substantially different than these proposed rules, unless the procedure under *Minnesota Rules*, part 1400.2110, has been followed. If the proposed rules affect you in any way, you are encouraged to participate in the rulemaking process.

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# Proposed Rules

**Cancellation of Hearing.** The hearing scheduled for Thursday, September 14, 2006, will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rules. If you requested a public hearing, the agency will notify you before the scheduled hearing whether or not the hearing will be held. You may also call the agency contact person at (651) 201-7304 after Wednesday, August 30, 2006 to find out whether the hearing will be held.

**Notice of Hearing.** If 25 or more persons submit valid written requests for a public hearing on the rules, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be held on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Bruce H. Johnson is assigned to conduct the hearing. Judge Johnson can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, telephone (612) 341-7607, and FAX (612) 349-2665.

**Hearing Procedure.** If a hearing is held, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the close of the hearing record. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. Following the comment period, there is a five-working-day rebuttal period during which the agency and any interested person may respond in writing to any new information submitted. No additional evidence may be submitted during the five-day rebuttal period. All comments and responses submitted to the Administrative Law Judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All comments or responses received will be available for review at the Office of Administrative Hearings. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. Questions about procedure may be directed to the Administrative Law Judge.

The agency requests that any person submitting written views or data to the Administrative Law Judge prior to the hearing or during the comment or rebuttal period also submit a copy of the written views or data to the agency contact person at the address stated above.

**Statement of Need and Reasonableness.** A statement of need and reasonableness is now available from the agency contact person. This statement contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. The statement may also be reviewed and copies obtained at the cost of reproduction from the agency.

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. Questions regarding this requirement may be directed to the Campaign Finance and Public Disclosure Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (651) 296-5148 or 1-800-657-3889.

**Adoption Procedure if No Hearing.** If no hearing is required, the agency may adopt the rules after the end of the comment period. The rules and supporting documents will then be submitted to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the rules are submitted to the office. If you want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

**Adoption Procedure After a Hearing.** If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date when the Administrative Law Judge's report will become available, and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date on which the agency adopts the rules and the rules are filed with the Secretary of State, and can make this request at the hearing or in writing to the agency contact person stated above.

**Order.** I order that the rulemaking hearing be held at the date, time, and location listed above.

Dated: July 17, 2006

Marie Bibus  
Reparations Director

## 3050.2900 CONTRIBUTORY MISCONDUCT.

The board shall deny or reduce, by a minimum of 25 percent, any claim submitted by or on behalf of a person who the board finds has engaged in any of the following acts or behavior that contributed to the injury for which the claim is filed:

- A. used fighting words, obscene or threatening gestures, or other provocation, including use of gang or hate group hand signs, colors, symbols, or statements;
- B. knowingly and willingly been in a vehicle operated by a person who is under the influence of alcohol or a controlled substance;
- C. consumed alcohol or a controlled substance or other mood altering substances; ~~or~~
- D. unlawfully possessed a controlled substance;
- E. planned, conspired, or attempted to unlawfully use, procure, distribute, or sell a controlled substance;
- F. was a confirmed member or associate of a gang or hate group; or

# Proposed Rules

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⊘: C failed to retreat or withdraw from a situation where an option to do so was readily available.  
Any of these provisions may be waived in cases of domestic abuse or sexual assault.

## 3050.3100 LOSS OF SUPPORT.

Subpart 1. **Determination of amount.** To calculate compensation for the loss of support to a dependent of a deceased victim, the board must take the monthly net income of the victim and divide it by the number of surviving dependents. This amount must be decreased by payments received from collateral sources by the dependent, including social security and AFDC benefits. If the victim's dependents are eligible for social security benefits as a result of the victim's death, then the monthly amount which the board may pay to each dependent must not exceed the monthly rate the dependent is eligible to receive from the Social Security Administration. The surviving dependents of a deceased victim are eligible for loss of support to be paid annually for three years. Within 30 days of the beginning of each fiscal year, the board shall determine the monthly rate of loss of support to be paid on all new claims paid during that fiscal year. The board shall consider the average child support payment and the availability of funds to the board when setting the amount it will pay.

Subp. 2. **See repealer.**

Subp. 3. **See repealer.**

Subp. 4. **Threeyear review maximum.** The board shall review a claim for loss of support every three years to determine whether the claimant is still eligible for benefits. The board shall evaluate the claim giving consideration to the claimant's financial need and to the availability of funds to the board. If the claimant's gross annual income reported on the claimant's tax return for the prior year is more than 185 percent of the federal poverty level for that year, the claimant is not considered to have a continuing financial need and benefits must be discontinued. Loss of support benefits shall be paid for a maximum time period of three years. After benefits are discontinued, they cannot be resumed at a later time.

## 3050.3400 SECONDARY VICTIMS.

Subpart 1. **Victim, definition.** For the purposes of this chapter, the term "victim" includes, in addition to those meanings specifically provided in *Minnesota Statutes*, section 611A.52, the following:

- A. a parent, spouse, or minor child of a victim who died as the direct result of a crime;
- B. a witness to a violent crime who suffered physical or emotional injury. ~~Payment for a witness is limited to 20 counseling sessions;~~
- C. a grandparent, sibling, or adult child of a victim who died as the direct result of a crime, if the grandparent, sibling, or child has suffered emotional injury. ~~Payment for a grandparent, sibling, or adult child is limited to 20 counseling sessions;~~
- D. a person who discovered the body of a victim who died as the direct result of a crime, if the person has suffered emotional injury. ~~Payment for a person who discovered a body is limited to 20 counseling sessions;~~ and
- E. a spouse, parent, child, grandparent, or sibling of a victim who was injured as a direct result of a crime. ~~Payment for a spouse, parent, child, grandparent, or sibling of an injured victim is limited to 20 counseling sessions.~~

Subp. 2. **See repealer.**

## 3050.3600 HOUSEHOLD SERVICES.

The board shall not award reparations for household services performed by a family or household member. Household services must be performed by a licensed professional.

## 3050.3700 COST CEILING ON HOSPITAL AND PHYSICIAN AND DENTAL AND MENTAL HEALTH EXPENSES.

Within 30 days of the beginning of each fiscal year, the board shall determine the percentage of hospital and physician and dental and mental health expenses to be paid on all claims ~~submitted for crimes occurring~~ paid during that fiscal year. The board shall consider the availability of funds to the board when setting the percentage it will pay. The board must not pay more than this percentage of a victim's total hospital and physician and dental and mental health expenses after payment by collateral sources and after any discounts made pursuant to agreements with insurers, health maintenance organizations, and federal, state, or local government agencies. Acceptance of payment for medical, dental, and mental health services from the Minnesota Crime Victims Reparations Board shall be considered acceptance of payment in full and bars any legal action against the victim for collection. The board shall compensate the claimant in full if the claimant paid the hospital or physician or dental or mental health expenses.

## 3050.3750 FUNERAL RATE LIMITS.

Within 30 days of the beginning of each fiscal year, the board shall determine the maximum amount allowable for funeral, burial, or cremation. The claimant may use up to \$1,000 of the maximum funeral benefit to pay for airfare or other transportation or for lodging for family members to attend the funeral.

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# Proposed Rules

## **3050.3800 MENTAL HEALTH, MEDICAL, AND DENTAL TREATMENT RATE LIMITS.**

Within 30 days of the beginning of each fiscal year, the board shall determine the ~~maximum hourly rate allowable for mental health therapy. The board shall also determine the maximum amount~~ amounts allowable for the total accumulated expenses for a victim's outpatient counseling, medical care, and dental care.

**REPEALER.** *Minnesota Rules*, parts 3050.3100, subparts 2 and 3; and 3050.3400, subpart 2, are repealed.

## Executive Orders

The governor has the authority to issue written statements or orders, called Executive Orders, as well as Emergency Executive Orders. The governor's authority is specified in the *Constitution of the State of Minnesota*, Article V, and in *Minnesota Statutes* § 4.035. Emergency Executive Orders, for protection from an imminent threat to health and safety, become effective immediately, are filed with the secretary of state, and published in the *State Register* as soon as possible after they are issued. Other Executive Orders become effective 15 days after publication in the *State Register* and filing with the secretary of state. Unless otherwise specified, an executive order expires 90 days after the date the governor who issued the order vacates office.

## Office of the Governor

### **Emergency Executive Order #06-08: Providing for Personnel and Equipment for the Prairie Island Nuclear Power Plant Drill and Exercise**

**I, TIM PAWLENTY, GOVERNOR OF THE STATE OF MINNESOTA**, by virtue of the authority vested in me by the Constitution and the applicable statutes, do hereby issue this Executive Order:

**WHEREAS**, the Minnesota Department of Public Safety, Homeland Security and Emergency Management, has requested assistance in providing personnel and equipment to support the Prairie Island Nuclear Power Plant Drill and Exercise; and

**WHEREAS**, adequate personnel and equipment are not available from the Department of Public Safety, other participating agencies, Goodhue and Dakota Counties of Minnesota, and other local authorities;

**NOW, THEREFORE**, I hereby order that:

1. The Adjutant General of Minnesota order to active duty as needed during the period June 26, 2006 in the service of the State, such personnel and equipment of the military forces of the State needed by the Department of Public Safety and Goodhue and Dakota Counties to successfully complete the Prairie Island Nuclear Power Plant Drill and Exercise.

2. The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be paid by the Department of Public Safety, Division of Emergency Management, as provided by an interdepartmental agreement dated August 7, 1995.

Pursuant to *Minnesota Statutes* 2004, Section 4.035, subd. 2, this Order shall be effective July 18, 2006 through July 19, 2006.

**IN TESTIMONY WHEREOF**, I have set my hand this 24th day of July, 2006.

Signed: **TIM PAWLENTY**

Governor

Filed According to Law:

Signed: **MARY KIFFMEYER**  
Secretary of State

# Appointments

*Minnesota Statutes*, Section 15.06, Subd. 5. requires notice of the designation of a commissioner or acting commissioner, or the assumption of office by a temporary commissioner, shall be filed with the president of the senate and the speaker of the house with a copy delivered to the secretary of state and published in the next available edition of the *State Register*.

## Department of Human Services

### Notice of Appointment of Acting Commissioner Cal Ludeman

**NOTICE IS HEREBY GIVEN**, pursuant to *Minnesota Statutes*, Section 15.06, Subd. 5, that Governor Tim Pawlenty appointed Cal Ludeman as Acting Commissioner effective July 26, 2006 to replace Kevin Goodno Commissioner of the Minnesota Department of Human Services.

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled. The laws and rules governing the Department of Human Services are:

- *Minnesota Statutes*, Chapters 245-261
- *Minnesota Rules* 9500-9799

Acting Commissioner Ludeman resides at 3073 - 160th Street, Tracy, Minnesota 56175, Lyon County, Congressional District Seven.

He can be reached at the Minnesota Department of Human Services, 444 Lafayette Road, St. Paul, MN 55155. **Telephone:** (651) 296-2701. **Website:** <http://www.dhs.state.mn.us>

## Pollution Control Agency

### Notice of Appointment of Acting Commissioner Bradley M. Moore

**NOTICE IS HEREBY GIVEN**, pursuant to *Minnesota Statutes*, Section 15.06, Subd. 5, that Governor Tim Pawlenty appointed Bradley M. Moore Acting Commissioner effective August 2, 2006 to replace Pollution Control Agency Commissioner Sheryl Corrigan.

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled. The laws and rules governing the Pollution Control Agency are:

- *Minnesota Statutes*, Chapters 115-116H
- *Minnesota Rules* 4760, and 7000-7199

Acting Commissioner Moore resides at 84 Crocus Street, Mahtomedi, Minnesota 55115, Washington County, Congressional District Six.

He can be reached at the Minnesota Department of Pollution Control, 520 Lafayette Road North, Saint Paul, Minnesota 55155-4194. **Telephone:** (651) 296-6300. **Website:** <http://www.pca.state.mn.us>

# Revenue Notices

The Department of Revenue began issuing Revenue Notices in July of 1991. Revenue Notices are statements of policy made by the department that provide interpretation, detail, or supplementary information concerning a particular statute, rule, or departmental practice. The authority to issue Revenue Notices is found in *Minnesota Statutes*, Section 270C.07.

## Department of Revenue

### Revenue Notice # 06-08: Sales and Use Tax – Motor Vehicle Leases – Taxes and Fee

#### Background

Leases or rentals of most passenger automobiles, vans, and pickup trucks to customers in Minnesota for periods of no more than 28 days are subject to the 6.5 percent state sales tax and an additional 6.2 percent motor vehicle rental tax. The transaction may also be subject to a 3 percent motor vehicle rental fee if the lessor does not meet a statutory exemption based upon sales activity in the previous calendar year. These leases may also be subject to a local sales tax if the vehicles are leased in a political subdivision with a local sales tax. This revenue notice sets forth the department's position on which amounts must be included in the tax base on which state and local sales taxes and the motor vehicle rental fee are computed.

#### Department Position

The taxes and fee on short-term vehicle leases and rentals are imposed upon the total amount of consideration paid by the customer to the lessor subject to any exclusions from the sales price as defined under *Minnesota Statutes*, section 297A.61, subdivision 7. When computing state and local sales taxes, the rental motor vehicle tax, and the 3 percent motor vehicle rental fee, the lessor would compute the taxes and fees on the same base amount for each transaction that is subject to taxation.

The sales price includes any charges by the lessor for goods or services that are necessary to complete the transaction. Any mandatory charges are part of the sales price when computing the taxes and fee. However, damage waiver fees and optional personal accident liability insurance are not part of the sales price.

The sales price also includes any taxes, charges, fees, or assessments that are legally imposed upon the lessor but that are passed on to the lessee, even when separately stated on the invoice or bill to the lessee. Any fees or charges, such as a facility usage fee or a franchise fee, that are imposed upon the lessor are part of the lessor's cost of doing business and are therefore part of the sales price. Examples of charges that are imposed upon the lessor are the Concession Recovery Fee and the Rental Auto Facility Charge imposed by the Metropolitan Airports Commission. Any taxes imposed directly on the lessee are excluded from the sales price if they are separately stated on the billing or invoice to the lessee.

#### Examples

A car rental firm leases a vehicle to a customer at its Minneapolis location. The lease is for a period of four days at the rate of \$30 per day. The total lease payment of \$120 would be subject to the 6.5 percent state sales tax, the 6.2 percent motor vehicle rental tax, the 3 percent motor vehicle rental fee and the 0.5 percent Minneapolis city sales tax.

A car rental firm leases a vehicle to a customer at the Mpls.St.Paul airport for a day. The oneday rental rate is \$30. In addition to the daily rental charge there is a \$2 per day facility usage fee or Rental Auto Facility Charge and a Concession Recovery Fee of 9.5 percent which equals \$2.85. The total rental charge to the customer of \$34.85 is subject to the 6.5 percent state sales tax, the 6.2 percent motor vehicle rental tax, and the 3 percent motor vehicle rental fee.

Publication Date: July 31, 2006

John H. Mansun, Assistant Commissioner  
for Tax Policy and External Relations

## Department of Revenue

### Revenue Notice # 06-09: Sales and Use Tax – Taxable Price – Natural Gas Used for Pipeline Compressor Operation

#### Background

In 1995, the Department of Revenue published Revenue Notice # 95-10, outlining the methodology for assessing sales and use tax on natural gas diverted from a pipeline to fuel the compressors used to maintain pipeline pressure. In *Great Lakes Gas Transmission, L.P. v. Commissioner of Revenue*, Case No. 7106-R, Nov. 16, 2000, the Minnesota Tax Court found that the compressor fuel thus used was a material consumed in production and thus exempt from sales and use tax pursuant to the industrial production exemption. The decision

# Revenue Notices

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of the Minnesota Tax Court was upheld by the Minnesota Supreme Court on January 31, 2002, (638 N.W.2d 435). Revenue Notice # 95-10 was then revoked by Revenue Notice # 02-24, published on December 30, 2002. The relevant statute was amended in 2005, necessitating this Revenue Notice.

## Statutory Provision

*Minnesota Statutes*, section 297A.68, subd. 2, was amended by *2005 Minnesota Laws*, First Special Session, chapter 3, article 5, section 8, adding a clause to provide:

(d) Industrial production does not include:

(1) the furnishing of services listed in section 297A.61, subdivision 3, paragraph (g), clause (6), items (i) to (vi) and (viii); or

(2) the transportation, transmission, or distribution of petroleum, liquefied gas, natural gas, water, or steam, in, by, or through pipes, lines, tanks, mains, or other means of transporting those products. For purposes of this paragraph, “transportation, transmission, or distribution” does not include blending of petroleum or biodiesel fuel as defined in section 239.77.

## Department Position

### A. Taxable Transfer

In light of this statutory change, the department’s position is that the natural gas purchased, used or consumed by a pipeline company in or during the course of its operations in Minnesota is subject to Minnesota sales or use tax. When gas is transferred to a pipeline company as reimbursement, either in-kind or as part of the consideration paid for pipeline transportation services, it is considered a taxable transfer of pipeline services for natural gas and is subject to sales or use tax. This Revenue Notice sets out the department’s position on computation of the taxable price for sales and use tax purposes of the transferred gas used by natural gas pipeline companies.

### B. Taxable Price

For sales and use tax purposes, the actual price paid for gas used in pipeline compressors is the taxable price.

1. If there is a record of the pipeline company’s price paid by or credited to the shipper in an arms-length transaction, such price will be considered the sales price of the transferred natural gas for sales and use tax purposes.

2. If there is no record of an arms-length price paid by or credited to the shipper and the shipper can demonstrate that the natural gas was purchased by the shipper directly from the wellhead, the department will accept the wellhead price from any major natural gas publication publishing the price at the location of the wellhead on the date of purchase as the sales price of the transferred natural gas.

3. If the conditions of neither 1 nor 2 are met, the 30-Day Spot Price from any major natural gas price publication reflecting the date of transfer and the hub of origin from which the shipper purchased the natural gas will be accepted as the sales price of the transferred natural gas for sales and use tax purposes.

4. If the conditions of neither 1 nor 2 are met and the hub of origin cannot be determined, the department will accept a regional average price reflecting the regional hub of origin of the natural gas.

5. If the conditions of none of 1, 2 or 3 are met and the hub of origin cannot be determined regionally, the department will accept a national average price determined by reference to major natural gas price publications that compute averages based upon 30-Day Spot Prices.

Publication Date: July 31, 2006

John H. Mansun, Assistant Commissioner  
for Tax Policy and External Relations

## Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

### Department of Agriculture

#### Minnesota Rural Finance Authority

#### Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under Minnesota Statutes, Chapter 41C, on Behalf of Gary W. and Connie J. Peymann

**NOTICE IS HEREBY GIVEN** that a public hearing will be held on August 22, 2006, at 9:00 A.M., Department of Agriculture Building, Agricultural Finance Division, 625 Robert Street North, Saint Paul, Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under Minnesota Statutes, Chapter 41C, in order to finance the purchase of 120 acres of bare land located five miles north of Fairmont, MN on County Road 39, then west 1 1/2 miles on County Road 38; Section's 11 and 14, Fraser Township, Martin County, Minnesota on behalf of Gary W. and Connie J. Peymann, (the Borrower/s). The maximum aggregate face amount of the proposed bond issue is \$160,000.00.

The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due.

All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: July 18, 2006

Jim Boerboom  
RFA Director

### Minnesota Department of Health

#### Community and Family Health Division

#### Request for Comments to the Family Planning Grant Rules Due to Recent Funding Cuts

#### REQUEST FOR COMMENTS on Planned Amendment to Rules Governing Minnesota Family Planning Special Projects Statute, 145.925, *Minnesota Rules* 4700.1900-2500

**Subject of Rules.** The Minnesota Department of Health requests comments on its planned amendment to rules governing Family Planning Special Project grants. The Department is considering rule amendments to address the allocation of funds following a 50% funding reduction. The Department plans to take this opportunity to remove overly proscriptive grantee requirements and bring the rule up to date to current best standards of practice.

**Persons Affected.** The amendment to the family planning rules will affect community health agencies and non-profit organizations that apply for Family Planning Special Projects funding.

**Statutory Authority.** *Minnesota Statutes*, section 145.925 requires the Department to adopt "rules for approval of plans and budgets of prospective grant recipients, for the submission of annual financial and statistical reports, and the maintenance of statements of source and application of funds by grant recipients."

**Public Comment.** Interested persons or groups may submit comments or information on these planned rules in writing until 4:30 p.m. on Friday, September 29, 2006 **OR** until further notice is published in the *State Register* that the Department intends to adopt or to withdraw the rules. The Department will appoint an advisory committee to comment on the planned rules. The advisory committee will (Cite 31 SR 137)

# Official Notices

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meet on August 22, 2006, from 1:00 p.m. to 3:00 p.m. in the Big Fork Room at Snelling Office Park, 1645 Energy Park Drive, St. Paul, MN 55108.

**Rules Draft.** The Department has prepared a draft of the planned rules amendments, which will be available before the publication of the proposed rules.

**Agency Contact Person.** Written comments, questions, and requests to receive a draft of the rules, and requests for more information on these planned rules should be directed to: Diane O'Connor, Reproductive Health Planner at Minnesota Department of Health, 85 - 7<sup>th</sup> St. E., P.O. Box 64882, St. Paul, MN 55164-0882. **Phone:** (651) 281-9954, **e-mail:** [diane.oconnor@health.state.mn.us](mailto:diane.oconnor@health.state.mn.us). **TTY** users may call the Department at (651) 201-5797.

**Alternative Format.** Upon request, this Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

**NOTE:** Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed.

Dated: July 20, 2006

Dianne M. Mandernach, Commissioner  
Minnesota Department of Health

Diane O'Connor  
Reproductive Health Planner  
Minnesota Department of Health  
85 - 7<sup>th</sup> St. E.  
P.O. Box 64882, St. Paul, MN 55164-0882.  
**Phone:** (651) 281-9954  
**Fax:** (651) 215-8953  
**E-mail:** [diane.oconnor@health.state.mn.us](mailto:diane.oconnor@health.state.mn.us)

## Minnesota Higher Education Facilities Authority Notice of Public Hearing on Revenue Obligations on Behalf of the College of Saint Benedict

**NOTICE IS HEREBY GIVEN** that a public hearing will be held on Wednesday, August 16, 2006, at 2:00 p.m., by the Minnesota Higher Education Facilities Authority (the "Authority"), at its offices at Suite 450, 380 Jackson Street, Saint Paul, Minnesota, with respect to the proposal to issue revenue obligations on behalf of the College of Saint Benedict (the "College"), as owner and operator of College of St. Benedict. Under the proposal, the Authority would issue revenue bonds or other obligations in the maximum principal amount of \$8,000,000 to finance a project generally described as the construction and equipping of an approximately 51,000 square foot two-story dining center (the "Project"). The Project will be owned and operated by the College and located on its main campus, the principal street address of which is 37 South College Avenue, St. Joseph, Minnesota.

At said time and place the Authority shall give all parties who appear or have submitted written comments an opportunity to express their views with respect to the proposal to undertake and finance the Project.

Dated: July 31, 2006

By Order of the  
Minnesota Higher Education Facilities Authority  
Marianne Remedios, Executive Director

## Department of Human Services Health Care Purchasing and Delivery Systems Division Health Care Administration Public Notice of Maximum Allowable Costs of Medical Assistance Outpatient Prescribed Drugs

**NOTICE IS HEREBY GIVEN** to recipients, providers of services, and to the public of additions to the state Medical Assistance maximum allowable cost (state MAC) list for certain outpatient prescribed drugs.

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## Official Notices

At least once each calendar year, the United States Department of Health and Human Services, Centers for Medicare & Medicaid Services, publishes a federal upper limit (FUL) payment schedule for many commonly prescribed multiple-source drugs. The federal upper limit is set at a rate equal to 150 percent of the published price for the least costly therapeutic equivalent that can be purchased by pharmacists. This FUL payment schedule constitutes the federal MAC list. For many multiple-source drugs that are not on the federal MAC list, the Department establishes a state MAC list. Additionally, the Department imposes a state MAC for many multiple-source drugs that are on the federal MAC list, as long as the savings are at least as much as the savings would be using the federal MAC list.

The Department requires Medical Assistance pharmacy providers to submit their usual and customary costs. Pharmacy providers are reimbursed at the lower of: 1) the federal or state MAC, plus a dispensing fee; 2) the submitted usual and customary charge to the general public; or 3) a discount off of average wholesale price, plus a dispensing fee.

On January 13, 2003 at 27 SR 1117-1130, the Department published the MAC list, listing the federal and state MACs. Additional changes to the state MAC list were published on February 18, 2003 (27 SR 1331-1334), March 3, 2003 (27 SR 1386-1393), April 21, 2003 (27 SR 1583-1584), August 4, 2003 (28 SR 102-103), October 13, 2003 (28 SR 505-506), October 20, 2003 (28 SR 528-529), December 15, 2003 (28 SR 784-785), January 26, 2004 (28 SR 934-935), March 8, 2004 (28 SR 1089-1090), April 5, 2004 (28 SR 1232), April 19, 2004 (28 SR 1313-1314), May 3, 2004 (28 SR 1367-1368), August 9, 2004 (29 SR 173), August 23, 2004 (29 SR 224-225), November 8, 2004 (29 SR 510), November 15, 2004 (29 SR 534-535), February 7, 2005 (29 SR 923-924), February 14, 2005 (29 SR 951-952), March 7, 2005 (29 SR 1038-1039), April 11, 2005 (29 SR 1174-1175), June 27, 2005 (29 SR 1607), July 18, 2005 (30 SR 49-50), August 15, 2005 (30 SR 147), August 29, 2005 (30 SR 226-227), October 17, 2005 (30 SR 402-403), November 14, 2005 (30 SR 511-512), December 12, 2005 (30 SR 617-618), January 9, 2006 (30 SR 770-771), January 30, 2006 (30 SR 833), February 13, 2006 (30 SR 884), February 27, 2006 (30 SR 926-927), March 20, 2006 (30 SR 1006-1007), April 10, 2006 (30 SR 1109) and May 30, 2006 (30 SR 1249-1250).

Effective August 1, 2006 the Department will add the following outpatient prescribed drugs to the state MAC list:

<u>GCN</u>	<u>Drug Name</u>	<u>Strength</u>	<u>MAC Price</u>
41820	NITROFURANTOIN MACROCRYSTAL	100MG	.943
41821	NITROFURANTOIN MACROCRYSTAL	25MG	.276
41822	NITROFURANTOIN MACROCRYSTAL	50MG	.597
49001	NITROFURANTOIN/NITROFURAN MAC	100MG	.556

These additions are made to bring Medical Assistance reimbursement to pharmacists more closely in line with the actual acquisition cost of the drugs listed above. The Department estimates that there will be a state savings of \$92,000.00 for State Fiscal Year 2006 (July 1, 2006 through June 30, 2007).

This notice is published pursuant to *Code of Federal Regulations*, Title 42, section 447.205, which requires publication of a notice when there is a rate change in the methods and standards for setting payment rates for Medical Assistance services.

Written comments and requests for information may be sent to Kristin Young, Pharmacy and Program Manager, Health Care Purchasing and Delivery Systems Division, Health Care Administration, Minnesota Department of Human Services, P.O. Box 64984, St. Paul, Minnesota 55164-0984; **phone:** (651) 431-2504 or **e-mail:** [kristen.c.young@state.mn.us](mailto:kristen.c.young@state.mn.us)

## Metropolitan Airports Commission Notice of Adoption: Ordinance No. 104 - TAXICABS

Please take notice that on the 17th day of July 2006, at a regular meeting, the Metropolitan Airports Commission adopted Ordinance No. 104.

### **Ordinance No. 104:**

An Ordinance of the Metropolitan Airports Commission relating to the management and operation of taxicabs at the Minneapolis-St. Paul International Airport ("Airport"), to provide temporary economic relief to Taxicab Permit holders by allowing for both annual and semi-annual Taxicab Permits, by amending specific provisions of Ordinance 102 of the Metropolitan Airports Commission ("MAC Ordinance No. 102") as it relates to Taxicabs.

Copies of Ordinance No. 104 as adopted will be on file with the Secretary of State and may be obtained from the Metropolitan Airports Commission offices.

Jeffrey W. Hamiel, Executive Director  
Metropolitan Airports Commission  
6040 - 28th Avenue South  
Minneapolis, MN 55450

# Official Notices

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## Minnesota Department of Natural Resources Division of Trails and Waterways

### Request for Comments on Amendments to and Repeal of Rules Governing State Trails, *Minnesota Rules*, Parts 6100.3000 to 6100.4300

#### Subject of Rules

The Minnesota Department of Natural Resources requests comments on its possible amendments to and repeal of rules governing state trails.

The statutes and rules pertaining to state trails provide for public use of designated state trails while protecting the quality of the trail environment to promote long-term trail use and enjoyment.

The proposed changes will: allow for physically disabled persons to legally use electric mobility devices on state trails; provide for snowmobiles with metal traction devices on certain paved state trails designated for such use; require persons with pets on state trails to immediately clean up and properly dispose of pet wastes deposited on paved treadways; clarify the process of how the commissioner may designate trail uses; clarify requirements for permits, insurance and security or bond requirements for special events on state trails; and repeal obsolete and unnecessary rules. The proposed rules would also make technical changes due to statutory changes and make changes to clarify and make trail rules consistent with other recreational rules regarding state lands.

#### Persons Affected

The amendments of the rules would affect those who recreate on state trails.

#### Statutory Authority

*Minnesota Statutes*, Sections 84.03, 84.86, and 86A.06.

#### Public Comment

Interested persons or groups may submit comments or information on these possible rules in writing until 4:30 p.m. on October 6, 2006. The DNR does not contemplate appointing an advisory committee to comment on the possible rules.

#### Rules Drafts

The DNR does not anticipate that a draft of the rules amendments and repeals will be available before the publication of the proposed rules.

#### Agency Contact Person

Written comments, questions or requests to receive a draft of the rules (when prepared/available), and requests for more information on these possible rules should be directed to: Diane Anderson at Department of Natural Resources, Division of Trails and Waterways, 500 Lafayette Road, St. Paul, MN 55155-4052; **phone:** (651) 259-5614; **fax:** (651) 297-5475; or **e-mail:** [diane.anderson@dnr.state.mn.us](mailto:diane.anderson@dnr.state.mn.us). E-mailed comments must include a name and legal mailing address in order to be considered. TTY users may call the DNR at (651) 296-5484.

#### Alternative Format

Upon request, this Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

#### Note:

Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after which they are proposed. If you submitted comments during the development of the rules and you want to ensure that the Administrative Law Judge reviews the comments, you should resubmit the comments after the rules are formally proposed.

**Dated:** July 18, 2006

Gene Merriam, Commissioner  
Department of Natural Resources

**Minnesota Pollution Control Agency  
Municipal Division****Request for Comments on Planned Rule Amendments to *Minnesota Rules*  
Chapters 7035 Governing the Inspection of Structures to be Demolished and  
the Removal of Hazardous Materials Prior to Commencement of Demolition****Subject of Rules:**

This proposed rule making will affect demolition of structures in the state of Minnesota by consolidating and clarifying requirements related to hazardous materials that must be identified and removed prior to commencement of demolition to prevent contamination of the demolition waste and to protect the environment and public health.

**Persons Affected:**

The amendment to the rules would likely affect demolition contractors, general contractors, building owners, local units of government, landfill owners or operators and any other individual or entity with an interest in air quality, solid waste or related issues.

**Statutory Authority:**

The proposed amendments are authorized by *Minnesota Statutes* § 116.07, subd. 4 which provides:

***Rules and standards:***

*Pursuant and subject to the provisions of chapter 14, and the provisions hereof, the Pollution Control Agency may adopt, amend and rescind rules and standards having the force of law relating to any purpose within the provisions of Laws 1967, chapter 882, for the prevention, abatement, or control of air pollution.*

**Rule Revision Timeline:**

At this time, the MPCA intends to publish the proposed rule amendments in February of 2007 and to have the rule finalized by December of 2007. This schedule is tentative and may be subject to change depending on the time needed to gather and address the concerns of stakeholders related to this issue.

**Public Comment:**

Affected, interested persons or groups may submit comments or information on this planned rulemaking in writing or orally until 4:30 p.m. September 29, 2006.

**Rules Drafts:**

The MPCA has not yet prepared a draft of the possible rule amendments.

**Where to Get More Information:**

**Web Site:** A web site has been established where supplemental information will be posted as it becomes available:

*<http://www.pca.state.mn.us/waste/demolition-rules.html>*

**Agency Contact:** Written comments, questions, requests to receive a draft of the rules when it has been prepared, and requests for more information on these proposed rule amendments should be directed to: Matt Herman at Minnesota Pollution Control Agency, 520 Lafayette Road N., St. Paul, MN 55155-4194; **phone:** (651) 296-6603; **fax:** (651) 297-8676, and **e-mail:** *matthew.herman@state.mn.us* TTY users may call the MPCA at **TTY:** (651) 292-5332 or (800) 657-3864.

**Alternative Format:** Upon request, the Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

**Note:** Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed. If you submitted comments during the development of the rules and you want to ensure that the Administrative Law Judge reviews the comments, you should resubmit the comments after the rules are formally proposed.

Dated: July 6, 2006

Signed by Kristen Applegate  
for Sheryl A. Corrigan, Commissioner

# State Grants & Loans

In addition to requests by state agencies for technical/professional services (published in the State Contracts Section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself. Agencies are encouraged to publish grant and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

## Department of Administration STAR Program

### Notice of Availability of Assistive Technology Programs for People with Disabilities: Regional Assistive Technology Centers (ATC's)

The Minnesota STAR Program requests proposals to improve access to assistive technology (AT) devices and services for persons with disabilities of all ages and disabilities in Minnesota through device demonstration and loan. The STAR Program intends to work toward this outcome by investing in seven Regional AT Centers (ATCs) throughout the state that provide an array of services enabling persons with disabilities access to appropriate assistive technology that advances their individual interests and goals.

**Contracts under this initiative will be for an initial period of 12 months from the award date (projected to be October 1, 2006 to September 30, 2007) with four one-year renewal options. Contract amounts for subsequent one-year terms will be dependent upon the availability of funds.** One responder will be chosen from each region to serve as the Assistive Technology Center in that region for the purpose of this grant. In the first year, a pool of \$105,000.00 will be evenly distributed among the regions listed below (\$15,000.00 per region).

STAR seeks to distribute the funds statewide. The regions for the AT Centers and the counties are listed below.

**Northwest:** Beltrami, Clearwater, Hubbard, Kittson, Lake of the Woods, Mahnommen, Marshall, Norman, Polk, Pennington, Red Lake, Roseau

**Northeast:** Aitkin, Carlton, Cook, Itasca, Koochiching, Lake, St. Louis

**West Central:** Becker, Clay, Douglas, Grant, Otter Tail, Pope, Stevens, Traverse, Wilkin

**East Central:** Benton, Cass, Chisago, Crow Wing, Isanti, Kanabec, Mille Lacs, Morrison, Pine, Sherburne, Stearns, Todd, Wadena, Wright

**Southwest:** Big Stone, Chippewa, Cottonwood, Kandiyohi, Lac qui Parle, Lincoln, Lyon, McLeod, Meeker, Murray, Nobles, Pipestone, Redwood, Renville, Rock, Swift, Yellow Medicine

**Southeast:** Blue Earth, Brown, Dodge, Faribault, Fillmore, Freeborn, Goodhue, Houston, Le Sueur, Martin, Mower, Nicollet, Olmsted, Rice, Sibley, Steele, Wabasha, Waseca, Watonwan, Winona

**Metro:** Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, Washington

If you are interested in making a proposal for this grant call Joan Gillum at (651) 201-2296 or e-mail: [joan.gillum@state.mn.us](mailto:joan.gillum@state.mn.us)

## Department of Employment and Economic Development Workforce Development Division Rehabilitation Services

### Notice of Availability of New Funding for Vocational Rehabilitation (VR) Projects for Persons with Serious Mental Illness (SMI)

The Minnesota Department of Employment and Economic Development (DEED) announces the availability of \$150,000 to enhance fidelity of Evidence Based Practice Supported Employment (EBP-SE) in existing Extended Employment-Serious Mental Illness (EE-SMI) funded programs. This funding is available through the Department of Employment and Economic Development (DEED)-Rehabilitation Services (RS) in collaboration with the Department of Human Services (DHS)-Mental Health Division (MHD) through a joint interagency cooperative agreement.

The DEED-RS Vocational Rehabilitation (RS-VR) Program has received appropriations from the legislature which may be used for innovative programs to improve employability services for persons with SMI. These funds must be used in a manner which is consistent with the DEED-RS federal appropriations under the Rehabilitation Act (P.L. 93-112 as amended by P.L. 102-569 and P.L. 105-220) in

order to meet Federal maintenance of effort requirements.

Granting of these DEED-RS funds is authorized under *Minnesota Statutes* Section 268A.01. DEED-RS funds under the Vocational Rehabilitation State Plan are to be used by community rehabilitation programs to develop and enhance services for people with severe disabilities. Under the regulations for the Vocational Rehabilitation Program, established by the Federal Rehabilitation Services Administration (Department of Education, 34 CFR, Part 361), grants must be used to assist persons with severe disabilities to obtain competitive employment (including supported employment) in the integrated labor market at customary wages. Project funds may not be used to provide employment services in non-integrated settings such as center based employment (sheltered employment).

Projects funded by these grants must serve individuals who have a serious mental illness and meet the eligibility characteristics for the Rehabilitation Services -Vocational Rehabilitation Program, and be individuals with a significant disability as defined in the Federal Rehabilitation Act (P.L. 102-569 as amended by the Workforce Investment Act of 1998, PL 105-220).

Organizations which provide EE-SMI funded services leading to integrated competitive employment with supports for individuals with SMI may apply for these funds. Eligible applicants must meet the definition of a community rehabilitation program as defined in the Rehabilitation Act (P.L. 93-112 as amended by P.L. 102-569 and P.L. 105-220) and be organized as a nonprofit. Applicants must be accredited by CARF (The Rehabilitation Accreditation Commission) in Employment Services-Community Employment Services and have a current Operating Agreement with DEED/RS. Applications must demonstrate evidence of coordination and service integration with their local Rehabilitation Services-VR field office.

Initial grants will be awarded starting September 30, 2006 for one-year. Applicants must document plans for long term funding, including the use of VR case service funding and EE SMI funding to continue the provision of EBP-SE. This notice does not obligate the agency to spend the estimated dollar amount. The agency reserves the right to cancel this solicitation if it is considered to be in the best interests of the agency.

Applications in electronic format are available from: Claire Courtney, M.S., CRC, Rehabilitation Program Specialist, Department of Employment and Economic Development, Rehabilitation Services (651) 296-0219 (voice) (651) 296-3900 (TTY) **e-mail:** [claire.courtney@state.mn.us](mailto:claire.courtney@state.mn.us) . Completed applications must be submitted electronically to the administrative office of RS no later than Noon on Wednesday September 6th, 2006.

## Department of Human Services

### Health Services and Medical Management Division

### Notice of Intent to Contract for Intensive Care Coordination Services

The Minnesota Department of Human Services, Health Services and Medical Management Division (DHS) has issued a Request for Proposals (RFP) from qualified responders to provide intensive care coordination services. The goals of this procurement are to improve the health status and enhance their quality of life for recipients in the fee-for-service Medical Assistance program, to maximize program efficiency, effectiveness and responsiveness, and to reduce program operational and service costs for the State.

For the purposes of this procurement, intensive care coordination is defined as a process that manages and coordinates the complex care plans of those who have been identified as currently experiencing health complications, or being at risk for future health complications and high costs. The contractor must use contemporary predictive modeling techniques to identify the persons who would receive these services. Predictive modeling is defined as a process that applies available data to identify persons who have high medical need and are at-risk for above average future medical service utilization.

DHS anticipates that an average of approximately 300 persons per month would receive services under this contract.

Qualified responders must have experience in the management and coordination of care to persons with chronic disease, or providing cost-effective community based care to patients with chronic disease, or in operating a utilization review program specifically addressing persons with chronic diseases. DHS is particularly interested in receiving proposals from responders who have provided predictive modeling and intensive care coordination-type services for other state Medicaid agencies.

The term of the contract is anticipated to be 36 months, beginning January 1, 2007. The option for two one-year extensions may be available. Based on the legislative appropriation, DHS has limited this contract to \$1,500,000.00 per year. Any extension will not exceed that amount. Price will be a factor in the evaluation of the Proposals.

Requests for the detailed RFP and any related inquiries concerning this solicitation should be directed to:

Thomas Fields  
Minnesota Department of Human Services  
Health Services and Medical Management Division  
P.O. Box 64984, St. Paul, MN 55164-0984 (USPS deliveries)  
540 Cedar Street,  
St. Paul, MN 55101 (all other deliveries)

# State Grants & Loans

**Fax:** (651) 431-7420

**E-mail:** [tom.fields@state.mn.us](mailto:tom.fields@state.mn.us)

Final Written Proposals must be submitted per the RFP instructions no later than 4:30 p.m. CDT on September 11, 2006.

## State Contracts

**Informal Solicitations:** Informal solicitations for professional/technical (consultant) contracts valued at over \$5,000 through \$50,000, may either be published in the *State Register* or posted on the Department of Administration, Materials Management Division's (MMD) Web site. Interested vendors are encouraged to monitor the P/T Contract Section of the MMD Web site at [www.mmd.admin.state.mn.us](http://www.mmd.admin.state.mn.us) for informal solicitation announcements.

**Formal Solicitations:** Department of Administration procedures require that formal solicitations (announcements for contracts with an estimated value over \$50,000) for professional/technical contracts must be published in the *State Register*. Certain quasi-state agency and Minnesota State College and University institutions are exempt from these requirements.

## Colleges and Universities, Minnesota State (MnSCU)

### Anoka-Ramsey Community College

#### Request for Research Study Proposals

**NOTICE IS HEREBY GIVEN** that Anoka-Ramsey Community College will receive proposals for a "Media Purchasing Agency for '06-'07." Specifications are available on the **website:** <http://www.anokaramsey.edu/IT/proposal.cfm>. Copies of the specifications can also be obtained from Cindy Roerig at (763) 433-1547 or **e-mail:** [cindy.roerig@anokaramsey.edu](mailto:cindy.roerig@anokaramsey.edu). Sealed proposals must be received by the Business Office of Anoka-Ramsey Community College, 11200 Mississippi Blvd., Coon Rapids, MN 55433 by 10:00 a.m. on July 28, 2006. Bid openings will be in the Mississippi Room of the Anoka-Ramsey Community College at 10:00 a.m. on July 28, 2006. Anoka-Ramsey Community College reserves the right to reject any or all proposals, or portions thereof, or to waive any irregularities or informalities, in proposals received.

## Colleges and Universities, Minnesota State (MnSCU)

### Fond du Lac Tribal and Community College

#### Notice of Availability of Request for Proposal (RFP) for Owner's Representative for Fond du Lac Tribal and Community College Library and Cultural Center Additions

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Fond du Lac Tribal and Community College, is soliciting proposals from interested, qualified consultants for Owner's Representative services for the above referenced project.

A full Request for Proposals is available on the Fond du Lac Tribal and Community College **website:** [www.facilities.mnscu.edu](http://www.facilities.mnscu.edu), click on "Solicitation Announcements."

An informational meeting is tentatively scheduled for **1:30 PM**, August 3, 2006 in the Room 122 at Fond du Lac Tribal and Community College, 2101 - 14th Street, Cloquet, MN 55720. All firms interested in this meeting should contact, Elliot Skurich at (218) 879-0810 or **e-mail:** [eskurich@fdltcc.edu](mailto:eskurich@fdltcc.edu) to sign up to attend the meeting.

Proposals must be delivered to Mary Golike, Executive Secretary, State Designer Selection Board, 301 Centennial Office Building in the State Architect's Office, 658 Cedar St., St. Paul, MN 55115-1625; phone: (651) 201-2372 not later than 1:00 P.M., Monday, August 14, 2006. Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

## **Colleges and Universities, Minnesota State Request for Proposals for Investment Analysis and Investment Policy Guidance for Defined Contribution Retirement Programs**

**NOTICE IS HEREBY GIVEN** that the Office of the Chancellor is requesting proposals to assist in a quarterly analysis and review of its two defined contribution retirement plans: the Defined Contribution Retirement (DCR) plan and the Tax-Sheltered Annuity (TSA) program. The DCR plan is a qualified 401(a) retirement plan with approximately \$700 million in assets, and the TSA program is a qualified 403(b) plan with approximately \$100 million in assets. Combined, both programs have approximately 10,000 active participants. The plans were recently redesigned to be administered under one record-keeper, Teachers Insurance and Annuity Association/College Retirement Equities Fund (TIAA-CREF), effective on July 1, 2006. In addition to offering its own proprietary funds, TIAA-CREF will record-keep a series of actively-managed and passively-managed mutual fund products that are new to both programs. For further information or to request a copy of the full Request for Proposal, please contact:

Gary Janikowski  
System Director, Personnel  
Minnesota State Colleges & Universities, Office of the Chancellor  
30 - 7<sup>th</sup> St. E., Suite 350  
St. Paul, MN 55101-7804  
**Telephone:** (651) 297-5540  
**Fax:** (651) 297-1972  
**E-mail:** [gary.janikowski@so.mnscu.edu](mailto:gary.janikowski@so.mnscu.edu)

**Sealed proposals** must be received at the above address not later than **Friday, September 8, 2006, at 5:00 p.m. CDT**. The responder shall submit three (3) copies of its RFP response and a compact disc with the RFP response in Microsoft Word format. Proposals are to be sealed in mailing envelopes or packages with the responder's name and address clearly written on the outside. One copy of the proposal must be unbound and signed in blue or black ink by an authorized representative of the vendor. Proof of authority of the person signing must accompany the response. *Fax and e-mail responses will not be considered. Proposals received after this date and time will be returned to the responder unopened.*

This Request for Proposal (RFP) does not obligate the Minnesota State Colleges and Universities (MnSCU) system, its Board of Trustees or the Office of the Chancellor to award a contract or complete the proposed project and each reserves the right to cancel this RFP if it is considered to be in its best interest.

## **Colleges and Universities, Minnesota State (MnSCU) Notice of Request for Proposal (RFP) for Program Management Information System (PMIS) for Capital Improvement Program**

The State of Minnesota, acting through the Board of Trustees of the Minnesota State Colleges and Universities (MnSCU), Office of the Chancellor, Facilities Unit, seeks proposals for a Program Management Information System (PMIS) for its designs and construction of capital projects utilizing program management best practices, information management resources, and portal service delivery.

A mandatory vendor's conference will be held on Monday, August 14<sup>th</sup>, 2006 from 1:00 - 5:00 P.M in Conference Rooms 3304 & 3306 at Minnesota State Colleges and Universities, 30 - 7<sup>th</sup> Street, St. Paul, Minnesota 55101-7804. The full Request for Proposal is available at <http://www.facilities.mnscu.edu/pmisrfp>. Any questions regarding the proposal should be sent to [rfppmis@so.mnscu.edu](mailto:rfppmis@so.mnscu.edu), completed proposals are due by 3:00 P.M. CST, Friday, September 8, 2006.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation for proposals if it is considered to be in its best interest.

## State Contracts

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### Colleges and Universities, Minnesota State (MnSCU)

#### Notice of Availability of Request for Proposal (RFP) for Designer Selection for the Business and Technology Addition and Renovation at North Hennepin Community College, Brooklyn Park, MN

(State Project No. 06-12)

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of North Hennepin Community College, through the State Designer Selection Board, is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposals is available on the Minnesota State Colleges and Universities website: [www.facilities.mnscu.edu](http://www.facilities.mnscu.edu), click on "Solicitation Announcements."

An informational meeting is tentatively scheduled for 2:00 PM, August 8, 2006 in Room 170 of the CCE Building, at North Hennepin Community College, 7411 – 85<sup>th</sup> Avenue North, Brooklyn Park, MN 55445. All firms interested in this meeting should contact Dawn Reimer, at (763) 424-0817 or [dreimer@nhcc.edu](mailto:dreimer@nhcc.edu) to sign up for the meeting.

Proposals must be delivered to Mary Golike, Executive Secretary, State Designer Selection Board, in the State Architect's Office, 658 Cedar St., 301 Centennial Office Building, St. Paul, MN 55155, not later than 1:00 P.M., Monday, August 14, 2006. Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

### Colleges and Universities, Minnesota State (MnSCU)

#### Rochester Community and Technical College

#### Notice of Availability of Request for Qualifications (RFQ) for Design-Build Services for University Center Rochester Regional Stadium

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Rochester Community and Technical College, is soliciting qualifications from interested, Design-Build teams for the above referenced project.

A full Request for Qualifications is available on the Minnesota State Colleges and Universities website: [www.facilities.mnscu.edu](http://www.facilities.mnscu.edu), click on "Solicitation Announcements."

An information meeting is scheduled for 1:00 PM, Thursday, August 10, 2006 in Room CC409 at Rochester Community and Technical College on the University Center Rochester campus, 851 30<sup>th</sup> Avenue SE, Rochester, MN. All firms interested in this meeting should contact June Meitzner, Purchasing Agent, **e-mail:** [june.meitzner@roch.edu](mailto:june.meitzner@roch.edu); **phone:** (507) 285-7214 to sign up to attend the meeting.

Qualifications must be delivered to June Meitzner, Purchasing Agent, Rochester Community and Technical College on the University Center Rochester campus, 851 30<sup>th</sup> Avenue SE, Rochester, MN 55904 not later than 1:00 P.M., August 28, 2006. Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

### Colleges and Universities, Minnesota State (MnSCU)

#### St. Cloud Technical College

#### Call for Bids for 2006/07 House Project Building Materials & Cantius III House Project Building Materials

**NOTICE IS HEREBY GIVEN** that sealed bids will be received by the St. Cloud Technical College, St. Cloud, Minnesota, until 2:00 P.M. Central Time, Wednesday, August 16th, 2006, for the purchase of 2006/07 HOUSE PROJECT BUILDING MATERIALS & CANTIUS HOUSE PROJECT #3 BUILDING MATERIALS according to specifications on file in the Business Office, Room 1-401H, St. Cloud Technical College, 1540 Northway Drive, St. Cloud, Minnesota. Each project must be bid separately. On Wednesday, August 16, 2006, at 2:00 P.M. Central Time, bids will be opened publicly and read aloud in the Business Office located in the St. Cloud Technical College building, 1540 Northway Drive, St. Cloud, Minnesota. St. Cloud Technical College reserves the right to reject any or all bids, or portions thereof, or to waive any irregularities or informalities, in bid received.

Bids containing any alteration or erasure will be rejected unless initialed as required by law. Bids made in pencil will be rejected. Bids must be signed and dated.

It is understood that this is NOT a Purchase Order but a request for bid.

Specifications and bid forms may be obtained from the St. Cloud Technical College, Administrative Affairs/Business Office, Room 1-401H, 1540 Northway Drive, St. Cloud, MN; **phone:** (320) 308-5946.

## **Minnesota Historical Society Notice of Request for Proposals for Ramsey House Masonry and Carpentry Repairs at the Alexander Ramsey Historic Site**

The Minnesota Historical Society (hereinafter called the Society) is seeking bids from qualified firms to provide all labor, materials, equipment, and supplies to complete select masonry repairs and carpentry work at the Alexander Ramsey Historic Site, located at 265 South Exchange Street, Saint Paul, Minnesota (hereinafter called the Site). More specifically, the work consists of:

- Repointing and select rebuilding of the basement window wells at the house.
- Removal of cement parging on the foundation walls.
- Select repointing.
- Repointing one chimney.
- Installation of wood bulkhead doors, masonry repairs, and carpentry repairs at the basement scuttle on the west side of the house.
- Select stone epoxy repairs.
- Handrail installation at the rear porch.

There will be a MANDATORY pre-bid meeting for all interested parties on Thursday, August 17, 2006, at 10:00 a.m. Central Time at the Site. The meeting will commence in the Carriage Barn and then proceed to the House.

The Request for Bids is available by contacting Mary Green Toussaint, Purchasing Coordinator, Minnesota Historical Society, 345 Kellogg Boulevard West, Saint Paul, Minnesota 55102. **Telephone:** (651) 297-7007; **e-mail:** [mary.green-toussaint@mnhs.org](mailto:mary.green-toussaint@mnhs.org).

All bids are due no later than **2:00 p.m. Central Time, on Tuesday, August 29, 2006**. A public bid opening will be conducted at that time. Late bids will not be considered.

Dated: July 31, 2006

## **Minnesota House of Representatives Request for Bid (RFB) for Financial Audit for Fiscal Years 2004 and 2006**

The Minnesota House of Representatives is requesting proposals to audit the financial statements of the House for the fiscal years ending June 30, 2004 and June 30, 2006. The audits are to be performed by an independent certified public accounting firm licensed to do business in the State of Minnesota.

The deadline for receipt of proposals is 1:00 p.m., Friday, August 25th, 2006. Copies of the RFB are available from:

Minnesota House of Representatives  
Room 45, State Office Building  
100 Rev Dr Martin Luther King Jr Blvd  
St. Paul, MN 55155-1298  
**Attention:** Helen Arend (612) 296-3572  
**E-mail** requests may be sent to: [helen.arend@house.mn](mailto:helen.arend@house.mn)

## **Department of Public Safety Bureau of Criminal Apprehension – CriMNet Request for Proposals (RFP) for the eCharging Project**

The CriMNet Office is seeking proposals from qualified contractors to provide professional/technical service to complete the agency's eCharging project. The eCharging project will be completed in phases with phase 1 of this RFP being for the analysis and documentation of the workflow of the criminal charging of incidents in Minnesota and how the documents flow from office to office for various approvals and amendments, and updates to the current documents that must flow through the criminal justice system and reach the State repositories

# State Contracts

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for storing criminal charges. The detail functional requirements for a future state electronic charging process, including electronic signatures, will be identified. A total of three phases are contained in this eCharging RFP.

Details are contained in a complete RFP, which may be obtained by emailing: [maureen.janke@state.mn.us](mailto:maureen.janke@state.mn.us) All questions concerning this RFP should be emailed to Maureen Janke at, [maureen.janke@state.mn.us](mailto:maureen.janke@state.mn.us) and should be received by Maureen Janke no later than 2:00 pm Central Daylight Time on August 7, 2006. Answers to questions will be emailed to all entities requesting a complete RFP. Final date for submitting proposals is 2:00 pm Central Daylight Time on August 28, 2006.

## Minnesota Department of Public Safety

### Office of Traffic Safety

#### Notice of Request for Proposals for Community Health Liaison for Promoting Traffic Safety Issues

The Minnesota Department of Public Safety is seeking proposals to contract for the professional and technical services of an experienced health professional to provide liaison services within the health community to promote traffic safety issues in the Northern part of the State of Minnesota. Details are contained in a complete Request for Proposals (RFP) which may be obtained by calling or writing:

Contact: Jan Blaeser  
Address: Department of Public Safety  
Office of Traffic Safety  
444 Cedar Street, Suite 150  
St Paul, Minnesota 55101-5150  
**Telephone:** (651) 201-7060  
**TDD:** (651) 215-9091  
**Fax:** (651) 297-4844  
**E-mail:** [jan.blaeser@state.mn.us](mailto:jan.blaeser@state.mn.us)

Prospective respondents who have questions regarding this RFP may write Ms. Blaeser by regular mail, by fax and/or by e-mail. Questions should be received by Ms. Blaeser by 2:00 p.m. Central Daylight Time on August 9, 2006. All answers to questions will be in writing and sent to all entities requesting a complete RFP. Questions received after that time may not receive responses. Estimated total cost of the contract for services to be provided is \$48,500.00. The Department of Public Safety will however retain the option to extend the contract for one additional one year period. The value of the contract for the subsequent year may be adjusted. Final date for submitting proposals is August 15, 2006 by 2:00 p.m. Central Daylight Time. Late proposals will not be considered. This RFP does not obligate the state to complete the proposed project and the state reserves the right to cancel the solicitation if it is considered to be in the state's best interest. All expenses incurred in responding to this RFP shall be borne by the responder.

## Department of Transportation (Mn/DOT)

### Engineering Services Division

#### Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities (the "Consultant Pre-Qualification Program")

This document is available in alternative formats for persons with disabilities by calling Ron Bisek at (651) 296-1361 for persons who are hearing or speech impaired by calling the Minnesota Relay Service at (800) 627-3529.

Mn/DOT, working in conjunction with the Consultant Reform Committee, the Minnesota Consulting Engineers Council, and the Department of Administration, has developed the Consultant Pre-qualification Program as a new method of consultant selection. The ultimate goal of the Pre-Qualification Program is to streamline the process of contracting for highway related professional/technical services. Mn/DOT anticipates that most consultant contracts for highway-related technical activities will be awarded using this method, however, Mn/DOT also reserves the right to use RFP or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to complete or use the Consultant Pre-qualification Program.

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT's Consultant Services web site, indicated below, to see which highway related professional/technical services are available at this time. Following the advertisement of particular category of services, applications will be accepted on a continual basis.

All expenses incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

Consultant Pre-Qualification Program information, application requirements and application forms are available on Mn/DOT's **web site** at: <http://www.dot.state.mn.us/consult>

Send completed application material to:

Ron Bisek  
Consultant Services  
Office of Technical Support  
Minnesota Department of Transportation  
Consultant Services  
395 John Ireland Boulevard, Seventh Floor North, Mail Stop 680  
St. Paul, MN 55155

**Note: DUE DATE: APPLICATION MATERIAL WILL BE ACCEPTED ON A CONTINUAL BASIS.**

### Department of Transportation (Mn/DOT) Engineering Services Division Notice Concerning Professional/Technical Contract Opportunities

**NOTICE TO ALL:** The Minnesota Department of Transportation (Mn/DOT) is now placing additional public notices for professional/technical contract opportunities on Mn/DOT's Consultant Services **website** at: [www.dot.state.mn.us/consult](http://www.dot.state.mn.us/consult).

New public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice.

## Non-State Contracts & Grants

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *State Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector. It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of commodity, project or tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from the date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact editor for further details.

### Anoka County Notice of Request for Proposals For Replacement of Anoka County's Uninterruptible Power Supply and Power Distribution Unit, Including Products and Professional Services

**NOTICE IS HEREBY GIVEN** that Anoka County is seeking proposals to provide products and services to replace the County's existing Uninterruptible Power Supply (UPS) and Power Distribution Unit (PDU) that services its computer operations center, server room, network closets and other critical equipment locations and extend the UPS power to the "north" closets in the Government Center building.

Proposals shall be submitted in exact accordance with the Request for Proposals (RFP) Package. The Request for Proposals Package may be obtained at the Anoka County web site: <http://www.co.anoka.mn.us/bids>.

A **mandatory** pre-proposal meeting and tour will be held in room 710 of the Anoka County Government Center at 9:00 a.m. on Wednesday August 23, 2006.

# Non-State Contracts & Grants

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Proposal due date: September 15, 2006 at 4:00 p.m. Central Daylight Saving Time.

If one needs an accommodation, such as an interpreter or printed material in an alternate format (i.e. Braille, large print, or audio), contact John Sullivan, Risk & Procurement Manager at (763) 323-5370, TDD/TTY (763) 323-5829.

## Metropolitan Council

### Notice of Request for Proposals (RFP) for Dental Benefits

#### Contract 06P110

The Metropolitan Council is requesting proposals for Dental Benefits for all employees and certain retired employees. The term of the contract will be three years.

A tentative schedule for the project is as follows:

<i>Issue Request for Proposals</i>	<b>July 25, 2006</b>
<i>Receive Proposals</i>	<b>August 29, 2006</b>
<i>Contract Negotiated, Executed, NTP</i>	<b>October 16, 2006</b>

All firms interested in being considered for this project and desiring to receive an RFP package are invited to submit a Letter of Interest to:

Harriet Simmons, Senior Administrative Assistant  
Metropolitan Council Environmental Services  
390 N. Robert Street  
St. Paul, MN 55101  
**Phone:** (651) 602-1086  
**Fax:** (651) 602-1083  
**E-mail:** [harriet.simmons@metc.state.mn.us](mailto:harriet.simmons@metc.state.mn.us)

Inquiries regarding technical aspects of the project should be directed to Gordon Backlund at (651) 602-1801.

## Metropolitan Council

### Notice of Request for Proposals (RFP) for Systems and Asset Monitoring

#### Contract Number 06P109

The Metropolitan Council is soliciting proposals for consulting assistance to help define the requirements and identify appropriate enterprise management tools (performance, capacity, asset management) to acquire and deploy into its environment.

<i>Issue RFP</i>	<b>July 31, 2006</b>
<i>Vendor Conference</i>	<b>August 10, 2006</b>
<i>Proposals Due</i>	<b>September 7, 2006</b>
<i>Selection of Firm</i>	<b>September 2006</b>
<i>Project Activities</i>	<b>September 2006 – April 2007</b>

Firms interested in providing these services should request a copy of the RFP from the contact listed below:

Harriet Simmons, Senior Administrative Assistant,  
Contracts and Procurement Unit  
Metropolitan Council  
390 N. Robert Street  
St. Paul, MN 55101  
**Phone:** (651) 602-1086  
**Fax:** (651) 602-1083  
**E-mail:** [harriet.simmons@metc.state.mn.us](mailto:harriet.simmons@metc.state.mn.us)

## University of Minnesota

### Request for Proposal for Engineering Consulting Services to Conduct a Master Utility Planning Study

Project # 444-07-1150

#### I. NOTICE OF REQUEST FOR PROPOSAL

The University of Minnesota Twin Cities Campus is seeking proposals for Engineering Consulting services to conduct a master utility planning study with accompanying infrastructure improvement recommendations, financial life cycle costs, work scopes, time lines, project budget costs, etc. to identify our utility infrastructure growth needs over the next 6 years plus a long term outlook of 20 years for the following utilities:

- Steam Generation and District Distribution
- Chilled Water Production and District Distribution
- Electrical Generation and Primary Voltage Distribution
- Compressed Air Central Plant Production and District Distribution
- Natural Gas Distribution
- Domestic Water Distribution
- Sanitary Sewer
- Storm Sewer

The study shall be a guide to help synchronize the University of Minnesota utility infrastructure with the overall campus master plan; to achieve a higher level of reliability; to meet fiscal responsibilities; to be good stewards of the environment; and to contribute to the sustainability goals of the University.

E-mail or call your request for the full RFP to Chip Foster, which will be sent free of charge to interested vendors.

#### II. CONTACT FOR RFP INQUIRIES:

Refer questions to:

**PURCHASING SERVICES:**

Chip Foster  
Facilities Management  
400 Donhowe Building  
319 15th Ave. SE  
Minneapolis, MN 55455-1082  
**Phone:** (612) 626-6080  
**Fax:** (612) 624-5796  
**E-mail:** [fosterc@facm.umn.edu](mailto:fosterc@facm.umn.edu)

#### III. TENTATIVE SCHEDULE OF EVENTS

(Be advised that these dates are subject to change as University deems necessary.)

	DATE
RFP issue.....	August 1, 2006
Mandatory Pre-Proposal Meeting on site at the Donhowe Building.....	August 15, 2006
All Questions Mailed/Faxed to Purchasing Services by:.....	August 25, 2006
RFP Responses due at 1PM.....	September 12, 2006
Evaluation, Selection of Short-listed Finalist.....	September 19, 2006
Short-listed Finalist Presentations.....	October 5, 2006
Present Recommended Engineer to the University Regents.....	October 12, 2006
Anticipated date of Award.....	October 16, 2006

The University reserves the right, in its sole discretion, to reject any and all proposals, accept any proposal, waive informalities in proposals submitted, and waive minor discrepancies between a proposal and these proposal instructions, as it deems to be in its best interest. Any waiver of the University with respect to the requirements of these proposal instructions shall apply only to the particular instance for which it was made or given, and no such waiver shall constitute a permanent or future waiver of such requirements.

# Non-State Contracts & Grants

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## University of Minnesota

### Subscribe to Bid Information Service (BIS)

The University of Minnesota offers 24 hour/day, 7day/week access to all Request for Bids/Proposals through its web-based Bid Information Service (BIS). Subscriptions to BIS are free. Visit our website at [bidinfo.umn.edu](http://bidinfo.umn.edu) or call the BIS Coordinator at (612) 625-5534.

Request for Bids/Proposals are also available to the public each business day from 8:00 a.m. to 4:30 p.m. in the Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Minneapolis, Minnesota 55454.

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• **Butterflies of the North Woods, Year: 2002, Stock No.19-69, Price:\$14.95**

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• **Poster: Great Lakes Fishes, Stock No.9-107, Price:\$5.00**

• **Minnesota Gardener's Guide, Year: 2004, Stock No.19-130, Price:\$19.99**

• **Regional Parks Map, Year: 2005, Stock No.12-11, Price:\$3.95**

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